



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of Marco PIVA et al.

Application No: 09/320,643

Group Art Unit: 2876

Filed: September 7, 1999

Examiner: D. Lee

For: APPARATUS AND METHOD FOR READING AN OPTICAL CODE

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice of Non-Compliant Response dated April

Adjusted 10, 2001, Applicants submit herewith a revised Amendment including a clean version of the replacement paragraph/section, as well as associated papers, including a copy of the Proposed Drawing Corrections paper filed April 4, 2001. Applicants note that the claim set in the present Amendment differs slightly from the claim set in the Amendment filed April 4, 2001 in that two claims which did not have proper antecedent basis are not included.

Respectfully submitted,

Robert V. Sloan / Bruce E. Kramer
Robert V. Sloan / Reg. No. 33,725
Registration No. 22,775

SUGHRUE, MION, ZINN,
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Date: May 10, 2001

Attorney Docket: Q-54188

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EXCESS CLAIM FEE PAYMENT LETTER

Commissioner for Patents
Washington, D.C. 20231

Sir:

An Amendment Under 37 C.F.R. § 1.111 is attached hereto for concurrent filing in the above-identified application. The resulting excess claim fee has been calculated as shown below (Small Entity fees apply):

| | After Amendment | | Highest No. Previously Paid For | | | | | |
|------------------|--------------------|---|---------------------------------------|---|-------|---|---------|------------|
| All Claims | 35 | - | 35 | = | 0 | X | \$9.00 | = \$0.00 |
| Indepen- dent | 6 | - | 3 | = | 3 | X | \$40.00 | = \$120.00 |
| | | | | | TOTAL | | | = \$120.00 |

Please charge the statutory fee of \$120.00 to our Deposit Account No. 19-4880. Please charge any additional fee or credit any overpayment to our Deposit Account No. 19-4880. A duplicate copy of this letter is enclosed.

Respectfully submitted,

Robert V. Sloan / Bruce E. Kramer
Reg. No. 33,725
Robert V. Sloan
Reg. No. 22,775

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Group Art Unit: 2876

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Examiner: D. Lee

For: APPARATUS AND METHOD FOR READING AN OPTICAL CODE

AMENDMENT UNDER 37 C.F.R. § 1.111

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action dated October 4, 2000,
and in view of the Notice dated April 10, 2001, please amend the
above-identified application as follows:

IN THE SPECIFICATION:

Page 1, between the title and the first paragraph, please
delete the present heading and replace it with the following new
heading: BACKGROUND OF THE INVENTION

Page 1, between the fourth and fifth full paragraphs,
please insert the following heading: SUMMARY OF THE INVENTION

Page 9, between the fourth and fifth full paragraphs
(i.e., between lines 24 and 25), please insert the following
heading: BRIEF DESCRIPTION OF THE DRAWINGS

Page 10, just before the first full paragraph (i.e.,

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under

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